THE HON'BLE SRI JUSTICE C.V.RAMULU

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WRIT PETITION NO : 306 of 2006

Between:

R. Srinivasa Setty, S/o. Rajaiah, Mahaboobnagar District,

..... PETITIONER

AND

The Depot Manager, APSRTC, Gadwal Depot, Mahaboobnagar District.

.....RESPONDENT

THE HON'BLE SRI JUSTICE C.V.RAMULU

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WRIT PETITION NO : 306 of 2006

ORDER:

This writ petition is filed seeking a Mandamus declaring the order-cum-show cause notice dated 9.4.1998 passed by the respondent imposing a major punishment of reduction of pay of the petitioner by two annual incremental stages with cumulative effect as arbitrary and illegal.

Heard both sides.

The order under challenge was passed on 9.4.1998, whereas, this writ petition is filed on 4.1.2006, i.e., after about 8 years of passing the impugned order. There is no plausible reason forthcoming as to why such a delay of 8 years was caused in approaching this Court, except stating that the impugned order-cum-show cause notice served on the petitioner on 12.5.1998 was misplaced while shifting his house. The impugned order was given effect to as early as on 9.4.1998. Therefore, the reason furnished as to misplacement of the impugned order, though served, cannot be a reason for approaching this Court with an inordinate delay of about 8 years. In fact, stoppage of increments would be affecting the salary of the petitioner every month. Petitioner is not diligent in pursuing his remedies. The writ petition suffers from irretrievable laches and is liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

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06.01.2006

rkk/prk